BALLOTS TO BE CAST BEFORE THAT HOUR

OR NOT AT ALL. SUDGE BARRETT DECIDES THE IMPORTANT QUES-TION-THE LAW IS EXPLICIT, EXACTING AND CONSTITUTIONAL-IT CANNOT BE SET ASIDE FOR THE FEW VOTERS

WHO MAY SUFFER BY IT. Citizens who wish to vote in election districts where the registration has been unusually large will do well to make their appearance at the polling places at an early hour. Justice Barrett, in the Supreme Court, Chambers, yesterday decided that under the statute the depositing of votes must cease at 4 o'clock on election day, and that those who do not vote ore that hour cannot vote at all.

The matter was before him on an order requiring e inspectors of the Thirty-second Election District the XXIId Assembly District to show cause why a mandamus should not issue requiring them to receive the votes of all qualified voters who should se in line at 4 o'clock. Mr. Smith read the ancouncement of the inspectors that they intended to refuse ballots tendered after 4 p. m. There were, he said, 1,017 registered voters in the district, and to many of these must be denied the right to vote unless the court took some action. Tammany Hall was represented by Joseph J. Marrin, John G. H. Myers, Peter Mitchell, Alexander Thain, Judge Alfred Steckler, Nelson J. Smith, Louis H. Waehner and Leleester Holme. Mr. Thain also represented the in-spectors and Colonel George Bliss had a word to on his own behalf as a citizen.

He said he appeared in the interest of the public, and that every citizen was, or should be, concerned in having his rights protected. The Legislature certainly intended to promote the right of suffrage and not to deprive citizens of that right. If there was my restriction, he asked that it be swept away and at the citizen should not be prohibited by inadequate legislation from exercising his franchise without moestation. Any citizen might make application to have his right protected, and it was not required that he should wait until the right was refused him, for should wait until the right was relused him, for in that case his application would be futile. In this case the inspectors had declared that they would not receive votes after 4 o'clock. The law was severe in its penalties, and the rights and duties of all concerned should be determined.

WANTING A REMEDY FOR THE EMERGENCY. "Then," said Justice Barrett, "you admit that the

law is constitutional, but as an emergency has arisen, law is constitutional, but as an emergency na activations, you wish the court to provide a remedy. The law has provided that voting shall be from 6 a. m. to 4 p. m., and it is stringent. It becomes unconstitutional at 4 o'cleck as to the gentlemen in line!

Mr. Smith answered that if the provision was such as to destroy a right, it should be swept away by the court. Joseph J. Marrin contended that the court had power to invent a remedy, if necessary. The power of the court was as great as that of the Legislature, and by the Constitution the courts were made the interpreters of the legislative act. He insisted that by the term "the polls" was intended not alone the ballot-boxes, but the room and the whole environment of the polling place. Peter Mirchell quoted the statutes, claiming that all persons duly registered were entitled to vote. If the statute was at variance with the Constitution, the statute st give way. Alexander Thain, representing the inspectors, said they were anxious to receive in-structions from the court. Colonel George Bitss next arose, and saying that in this proceeding he represented himself and spoke simply as a citizen, added:

"I hope your Honor will not undertake, on this one-sided application, where there is no defendant, to declare this law unconstitutional." He denied that thousands of electors would be deprived of their rights unless the mandamus was granted. In only one district were over 1,000 persons registered, and in only a few others did the number exceed 600. Over 600 votes had been received at a poiling place on previous occasions, and in one instance over 800 were taken. He believed the inspectors were able to receive the vote in the district mentioned. At a reent test by the Police Department, four votes were received in one minute. To an inquiry by Louis H. Wachner, as to what right the police had to make the test, Colonel Bliss replied "Do you question right of the police to assist in the election? The law requires the attendance of the police at the polls." COLONEL BLISS OPPOSES A CHANGE.

Colonel Bliss insisted that the law regarding the closing of the polis was mandatory. It meant that the receiving of votes should cease at 4 o'clock, and counting of the votes continued from that time without cessation until completed. When Colonel Bliss sat down, Mr. Marrin asked him to say whether he favored or opposed the application. There was no reply, and Mr. Marrin said "There is no use asking; we get nothing but silence." "I am not afraid to speak," said Colonel Bliss. "I am a Republican and I oppose this application." There was some further discussion, and then Justice Barrett said, that in view of the importance of the matter, he would decide it immediately.

He had given the subject careful consideration, and had consulted with the other judges of the Court. The entire Court had examined the law. He agreed with the counsel that the Constitution gave citizens the right to vote, but that at the same time that right could not be expected except through the instrumentality of the Legislature. There was no pro-vision in the Constitution which made it selfexecuting. On the contrary, it expressly provided that the Legislature should enact general laws to govern elections. There was no suggestion that the Legislature had not done this fairly. The law for years had worked well, and no fault had been found with it. The application for a mandamus could no be granted. The Legislature alone had the power to grant the relief asked for. If the Legislature had done its work inadequately, or had not done it all, the citizen had lost his right to vote.

THE TEXT OF THE DECISION.

The Judge said : The Constitution does give to every qualified citizen a right to vote. That right cannot be practically enjoyed except by the instrumentality of legislation, the Constitution not being self-executing. Express power is given to the Legislature to frame election laws. The present law complained of as inadequate is not objected to as revolutionary. For years it has worked well and it is not unconstitutional. It may be inadequate, but that we should attempt to correct it would be to usurp legislative functions. The Legislature is responsible for its short-comings. Some people may be deprived of their right of suffrage by their action, but we cannot interfere. The cicction laws say the polls shall close at 4 o'clock. This

ute is a mandatory one. are framed not only for the onest receiving of ballots, but for an honest count as well. Closing the polls means closing the polling of votes. The polling place itself cannot be meant, because the rule expressly declares that immediately at the close of the polls "No" shall be written opposite the name of every person who has not voted. The Concitational question is a very serious and grave one.

If we declare these rules unconstitutional, we cannot, as judges, replace them by others. Our views cannot were those of the Legislature. The law must be override those of the Legislature. The law must be enforced as prescribed by the Legislature, which dis-tinctly declares that no votes shall be received after

eds of special election deputy-marshals from among large number of Democrats who volunteered to serve a large number of Democrats who voluntered to serve without pay. There will be two Democratic election marshals in each election district under pay and numerous special marshals have been appointed as aides in Congress and Assembly Districts. Marshal McMahon will have his headquarters on election day at the New-York el, and will command his army of marshals from

The Grand Jury adjourned yesterday. Forty-five indictments for alleged violation of the election law in fillegally registering were found yesterday. Arrests will probably be made to-day. It was reported that dents of the Union Theological Seminary might be amoned to-day to the District Attorney's office for in-

oulry as to their registration GASES OF ILLEGAL REGISTRY.

Joseph Russell, who, the police say, has been out Sing Sing just three weeks, was remanded at the Tombs Police Court yesterday for registering fliegally. He first registered in the First Election District the Ild Assembly District, giving his residence at No. 42 Oak-st. Later he registered in the Sixth Elec-tion District of the IId Assembly District, this time giving his residence at No. 42 Oliver-st. Elias Spath, age sixty-five, of No. 855 Second-ave., was held in 8500 ball by Justice White, in the Yorkville Police Court yesterday, for trial for registering in the eventeenth Election District of the XXth Assembly District as living at No. 812 Second-ave. He said he made a mistake in giving the wrong address. John Harrington, age fifty-three, of No. 2,754 Eighthave., was arrested on a charge of violating the Elecave., was arrested on a charge of violating the Election iaw, but was discharged by Justice Murray in
the Harlem Court yesterday. He registered in the
Thirty-third Election District of the XIXth Assembly
District, whereas he should have registered in the
adjoining election district. He said it was a mistake
on his part. John Dowd, of No. 122 Attorney-st., was
arraigned at Jefferson Market Police Court yesterday,
on the charge of Illegal resistration. He swore when
he registered in the VIIIth Assembly District that
he lived five weeks at his address. Justice Ford held
bim for forther examination.

POLLS MUST CLOSE AT FOUR police captains for use at the polling places when placed themselves to vote.

REGISTRY IN THE SUBURBS GROSS AND WHOLESALE FRAUDS IN HOBOKEN-LARGE INCREASE IN ESSEX COUNTY, N. J.,

AND QUEENS COUNTY, N. Y. The total registry of Hoboken is 8,036. The registry of 1884 was 6,214 and the vote of that year 5,345. The Citizens' Protective and Detective Association has discovered over 1,700 cases of illegal registra tion, and it is evident from this that the Democrats have been getting in their fine work in Hoboken to offset the check put upon fraud in Jersey City by the personal registry law. This law does not apply boken, because it is a city of less than 100,000 inhabitants, and consequently there is nothing to prevent the names of dead men and non-residents being placed upon the registry. It is evident that this has been done in a wholesale manner and that Hoboken is depended on to furnish the Democratic majority this year. The polls will be closely watched on

Election Day, however, and those who attempt to vote illegally are likely to find themselves behind The total registry in Bayonne is 3,135. The registry in 1884 was 1,336, and in 1887, 2,775.

The registry throughout Essex County, N. J., which was completed on Thursday, was unprecedentedly large. In Orange City it reached a total of 4,097, or 787 more than the highest ever recorded in that city. The townships of Essex County, outside of Newark, are strongly Republican, Orange City, however, being Democratic in past years. The feeling among the large population of hatters is so strong for Harrison, in consequence of the importation of foreign made hats, that Orange is expected to go Republican next Tuesday. A conservative estimate gives Essex County, including Newark, a Republican plurality of

It was pretty generally believed last night that there has been considerable colonizing done on Long Island, especially at Rockaway Beach. Pinkerton men are engaged in looking up the suspected cases and arrests are almost certain. Yesterday was the last day of registration in Queens County and all day long the designated places were crowded and the inspectors were kept busy. The books were closed at 9 o'clock last night and showed a large increase of voters. Especially was this so in the seven districts of Long Island City. There have been discovered there aiready three cases of false registration, two of the men being from Greenpoint and one living in this city. They will be arrested. there has been considerable colonizing done on Long

CYNTHIA LEONARD INVOKES THE LAW. Mrs. Cynthia Leonard, the woman candidate for Mayor, obtained from Justice Barrett, of the Supreme Court, yesterday, an order requiring the inspectors of the Thirty-fourth Election District of the VIIth Assembly District to show cause on Monday why they should not be compelled by mandamus to receive her vote on November 6. She says that she registered on Octo-ber 9, and that on October 26 she asked the inspectors whether they intended to receive her vote and they answered in the negative.

TO FRUSTRATE FRAUD IN MOUNT VERNON. The Republican Campaign Club of Mount Vernon, believing that there will be attempts to vote fliegally, has offered \$250 reward for the detection and conviction of repeaters or colonizers. The Democrats have not taken any steps to prevent filegal voting, believing that it would be uncharitable to make any move against any of their camp followers. The registration in Mount Vernon is about 500 in excess of registration in Mount vernon is about 600 in excess of what it was a year ago, and while a large percentage of this is due to the great increase of new residents, it is believed that many of them are Italians who are employed upon the various works of improvement in the town, and who are not legal voters.

HENRY W. MAXWELL ANXIOUS TO VOTE. A question has been raised regarding the registry law Henry W. Maxwell, of the Long Island Railroad Company, who returned last week from Europe too late to register. He was detained by the sickness and death of his wife. Mr. Maxwell lives in the Sixth Ward of Brooklyn and claims that he is entitled to vote, even if he did not get home in time to register. Yesterday his counsel, William J. Kelly, of New-York, obtained from counsel, William J. Reily, of New-York, obtained from Justice Cullen, in the Supreme Court, Brooklyn, an order directing the board of directors to show cause why Mr. Maxwell's name should not be placed upon the registry list of his district of the Sixth Ward and his vote be

received on election day.

The question will be argued before Judge Cullen today. It rests entirely upon the constitutionality of that
part of the registry law which prevents Mr. Maxwell from voting because he was not registered. He claims that he is a citizen of the United States, duly qualified to vote under the Constitution, and that the right cannot be taken from him by any chactment. He also says that the fact that he failed to register on the days set apart for the purpose was not due to laches on his part, and he cannot be barred from exercising the right of franchise.

BUSINESS MEN COME OUT FOR ERHARDT. GENERAL WAGER SWAYNE TELLS WHY HE WILL NOT VOTE FOR MR. HEWITT.

The number of business men who vote reference to National party lines who intend to support Mr. Erhardt for Mayor is increasing to an extent that adds to the chances of his victory, if it does not now assure it. It is conceded on every side that if the Republican candidate can command the normal Republican vote he will be elected, and it is admitted by downtown business people that there is a large Cleveland vote which will go to Mr. Erhardt on reasonable assurances that his own party will not desert him. It is becoming evident that many of the Republican business men who lent their support to Mr. Hewitt before their party selected its candidate now intend to repair the possible damage they might have done by working the harder for Mr. Erhardt. In the Stock Exchange there are Cleveland many Hall through the election of Mr. Erhardt, a striking instance of this having been furnished by The Tribune's interview a few days ago with Thomas L. Munson, jr. The increasing concentration of doubtful Republicans to their local ticket yesterday received an important impetus when General Wager Swayne, the well-known lawyer, declared his intention of supporting Mr. Erhardt. General Swayne's announcement means that about a dozen other men of his character within his personal acquaintance have reached the same conclusion. Although reluctant to be "mixed up in politics." General Swayne said, in reply to inquiries of a Tribune reporter

"I have decided to vote for Mr. Erhardt for Mayor. I received an invitation to be one of the vice-pres dents at the Hewitt meeting last night and politely declined it. My decision has been reached after a careful consideration of the situation, and I believe that Mr. Erhardt is the best candidate to vote for to defeat Tammany Hall. Mr. Hewitt commands my respect as an honest man whose abilities are such as warrant his re-election were there any chance of it. But his own party has repudlated him and for that alone it ought to be beaten at the polls. If I thought that Mr. Hewitt could be elected I would be glad to vote for him, but I am satisfied, after a thorough review of the situation, that he cannot be. The question at issue now is to defeat Mr. Grant, and to accomplish that end I shall vote for the stronger man—Mr. Erhardt."

STATE AND LOCAL CANDIDATES SPEAK The Hatters' and Furriers' Harrison and Morto: Club held its regular noonday meeting yesterday. Professor Adams and the Glee Club led in the singingand the audience took it up with a will. The majority of the audience were workingmen and the large crowd filled up the double store and extended into the middle of the street. After they had sung Grover into "the cold, cold ground" several times over, a tremendous shout announced the approach of ex-scuator Miller. He made his way to the platformwhere President Roberts received him and introduced him. He made a short but telling speech. He demonstrated the advantages of High License to all classes from a social and economical point of view, and the artisans present were the loadest in their demonstraions of approval. He closed by expressing his stron onfidence in his own election and that of the National

Colonel S. V. R. Cruger followed him a few minutes later, and he in turn was succeeded by Mr. Erhardt and other candidates on the local ticket. The club-will keep the ball rolling until the last day of the cam-paign, and will hold another meeting on Monday after-noon.

MR. HEWITT MAKES A DEATH-BED PROMISE. Mayor Hewitt added a postscript yesterday to his Thickering Hall speech regarding the appointments he will make if he should be re-elected. Those who heard it thought it was another bld for Republican support. He said:

support. He said:

I omitted to say last night while speaking of my intended appointments that if re-elected I should take pains to appoint at least one Republican in every department of the city government that has a board of three or more members. This course I should pursue with coming vacancies in the Dock, Tax and Fire Departments. The Health Board has really but one head, and as for the Excise Board I mean to reappoint the three present Commissioners, one of whom is a Republican. I intended to say this in my speech, but I was afraid it might look too much like bidding for the votes of Republicans."

What sort of Republicans Mr. Hewitt had in view he did not particularize, but it will be safe to assume that

did not particularize, but it will be safe to assume that he does not mean to include any who do not support his candidacy for re-election.

A Western paper says that nine women out of ten deceive the public in their make up. This is a male registered in the VIIIth Assembly District that elived five weeks at his address. Justice Ford held my for further examination.

A number of warrants were taken out resterday by the first another campaign scandal.—(Boston Transcript.)

RARE SPORT AT IVY CITY.

BADGE TAKES THE POTOMAC STAKES. TELIE DOE, BRONZOMARTE, PASHA AND HER-

CULES THE OTHER WINNERS

[BT TELEGRAPH TO THE TRIBUNE.] Washington, Nov. 2 .- Startling and unaccountable thanges of form are common at Ivy City. Notwithstanding repeated warnings to conscienceless owners and trainers, there was no suspicion of fraud in any race to-day. All the horses seemed to be out to win and the spectators, of whom there were some four thousand, were treated to a feast of highly interesting and exciting sport. But those who saw Telle Doe shamefully beaten on Thursday by six horses when carrying only 115 pounds cannot reconcile formance then with that of to-day when with 119 pounds in the saddle—including four pounds overweight-she won a good race from a fair field with impressive case. Judge Murray also showed wonderful improvement over his form on Wednesday, when he finished last in a field of seven. To-day he finished third. He is as fat as a stalled ox, which may account for his shortcomings. With a little more fat

worked off the Judge will be dangerous.

Bronzomarte was pitched into the handleap so comfortably that he was obliged to win in order to rebuke the handleapper for overlooking his previous performances. The distance was too far for Brad-At a mile or seven furlongs he would have won. Badge romped off with the Potomac Stakes, pulling Lewis out of the saddle at every stride. In Marauder and Barrister he had nothing to make a race with. Bella B, Eolo and Little Jim did not start. A great deal of money went on Marauder for a place but Hayward put it into the pockets of the bookmakers by pulling up at the finish which enabled Taylor to in with Barrister. Pasha won the fourth race under the whip, and Hercules and Brac-a-Ban again finished first and second in the steeplechase.

Secretary McIntyre says that there will be no extra meeting, although the Executive Committee of the Jockey Club has under consideration a proposition to continue the races after election. The Turt Alliance offers \$1,500 a day for the betting privilege, and wants to race eight days, beginning next Thursday. There is strong opposition to the plan on the part of the visiting turfinen, who think enough of a thing is enough and too much is a plenty.

FIRST RACE-PURSE \$500. NON-WINNERS AT THIS MEETING. ONE MILE. THIS MEETING. ONE MILES
W. B. Jenning's ch. m. Telis Doc, 6 yrs. 115 b
(car. 119)
C. Cornehlsen's br. g. King Crab, 3, 106 (Littlefield)
G. H. Kernaghan's b. c. Judge Murray, 3, 109
(Hamilton)

Details of the races follow:

Jennings & Jordan's bik. c. Defence. S. 100

D. A. Honig's b. c. Carnegie, 4, 118. (I. Lewis) 0

W. C. Daly's b. f. Specialty, 3, 106. (Martin) 0

Chicago Stable's br. c. Wheeler T. 3, 109.

G. B. Merris's br. c. King Idle, 3, 109. (Covington) 0

G. B. Merris's br. c. King Idle, 3, 109. (Covington) 0

Post edds: To win—Juige Murray 11 to 5. Telle Doe

11 to 5. Defence 4 to 1, Carnegie 8 to 1, Specialty 16 to

1. Wheeler T. 12 to 1, King Crab 2 to 1, King Idle

15 to 1. Place—Telle Doe 4 to 5, King Crab 4 to 1.

Mutuals paid \$14 90.

The flag fell on a fair start, with King Crab a little
in front, Telle Doe second, Judge Murray third, King
Idle last. King Crab made the running until they were
all straightened out at the head of the hemestretch.

Then Telle Doe came to the front, and finally won Then Telle Doe came to the front, and finally won eleverly by a length and a half, King Crab three lengths before Judge Murray. Defence came forward boldly on the lower turn, but he and his rider took a fit of the sulks and refused to struggle for the prize.

SECOND RACE-HANDICAP SWEEPSTAKES. \$15

EACH, \$600 ADDED. 11-8 MILES.
C. Daly's ch. g. Bronzomarte, 4 yrs., 106 B W. C. Daly's ch. g. Bronzomarts, 4 yrs., 106 m (Palmer) 1
McClelland & Roche's b. c. Bradford, 4, 116 (I, Lewis) 2
W. P. Burch's gr. b. Boaz, 5, 110 . (Hamilton) 3
W. B. Jennings's b. h. Frank Ward, 5, 106 (Faylor) 0
W. Gratz's ch. g. Pocatelo, 3, 96 . (Tabor) 0
Oden Bowie's ch. g. Vosburg, 4, 105 (Hayward, 1r.) 0
Chicago Stable's b. m. Kaloolah, 5, 104 (Covington) 0
A. J. Cassatt's br. c. Now or Never, 3, 100 (Littlefield) 0
Time-1-150 1-4.

Post edds: To win-Bradford 2 to 1, Pocatelle 4 to 1, Now or Never, 5 to 1, Frank Ward, 5 to 1, Vosburg 6 to 1, Bronzomarte 10 to 1; Kaloo ah 12 to 1, Boaz 20 to 1.

Flace-Bronzmarte 4 to 1, Bradford 4 to 5.

Mutuals paid \$54 15.

Bradford was first off to a prompt and even start, but Lewis pulled him back, Bronzomarte going out to

but Lewis pulled him back, Bronzomarte going out to make the running. The further he went the wider grew the gap that separated him from his misguided

opponents, who waited in the vain hope that he would opponents, who waited in the vain hope that he would collapse and come back to them. But he was never approached, winning in a canter by four lengths, Brad-ford a length before Boar. THIRD RACE-POTOMAC STARES. THREE-YEAR-

OLDS. \$50 EACH. \$1,000 ADDED. 114 MILES.

McClelland & Roche's b. c. Badge, 118 B. (I. Lewis)
G. B. Morris's ch. c. Barrister, 111 (Taylor)
A. J. Cussatt's ch. c. Marauder, 111 (car. 113)
(Hayward) Post odds: To win-Badge 1 to 2, Marauder 2 to 1, Barrister 8 to 1. Place-Badge none, Barrister 8

Mutuals paid \$8 45.
Belia B., Eolo and Little Jim were withdrawn. Marauder opened a gap of three lengths and made the running for a mile and a furiong. Badge waited for half a mile. Barrister fell back on the turn, and Badge set sail for Marauder, who entered the homestretch with a lead of half a length. Coming on under a terrific pull, the favorite strode over the "red, white and blue," and won at his leisure by a length and a half. Hayward pulled up at the end, seeing which Taylor shot forward with Barrister and finished second by half a length, to the intense disgust of

FOURTH RACE-PURSE \$500. 10 POUNDS ABOVE THE SCALE. SELLING. SEVEN FURLONGS.

W. P. Burch's br. g. Pasha, 5 yrs., 114 h. (Hamilton) 1
T. Gibson's ch. f. Thriftless, 4, 115. (Littlefield) 2
O. Rowfe's b. g. Bellwood, 3, 105. (Tabor) 3
Excelsion Stable's ch. g. First Attempt, 3, 110 (Taral) 0
J. Cotton's h. g. Gienspray, 4, 110. (Taral) 0
J. Carroll's b. g. Lakewood, 4, 110. (Walker) 0
W. C. Daly's br. g. Subaltern, 3, 105. (Palmer) 0
Time-1:31.

Post odds: To win-Pasha 4 to 5, Rellwood 13 to 5, First Attempt 6 to 1, Lakewood 12 to 1, Gienspray 15 to 1, Esbaltern 40 to 1, Thriftless 40 to 1. Place-Pasha 2 to 5, Thriftless 12 to 1. Mutuals paid \$850.

Lakewood led for half a mile and retired. First FOURTH RACE-PURSE \$500. 10 POUNDS ABOVE

Lakewood led for half a mile and retired. Attempt showed the way into the homestretch, but Pasha came through at the furlong, and won under punishment by two lengths; three between second and third. No hid for the winner, who was sold before the race to J. RACE-HANDICAP STEEPLECHASE-\$1

EACH, \$400 ADDED. FULL COURSE J. H. McCormick's ch. h. Hercules, 5 yrs., 160 (Chand) J. H. NeCormick's ch. h. Hercules, 5 yrs., 100 fb (Chandler) 1
P. Gibson's ch. c. Brac-a-ban, 4, 145 . (Davis) 2
M. T. Downing's ch. g. Killarney, sged, 136 (Cook) 3
C. Post's ch. g. Will Davis, aged, 140 . (Post) 6
T. D. McDermott's br. g. Elphin, 5, 158 . (Billings) 6
R. McBride's ch. g. Simsville, 6, 133 . (Mr. Dundas) 6
R. McBride's ch. g. Major Pickett, aged, 148 (Downing 0
Time-3-38.

Post odds: To win-Hercules 6 to 5, Brac-a-Ban 3 to 1, Pickett 4 to 1, Killarney, 5 to 1, Elphin 12 to 1, Will Davis 15 to 1, Simsville 40 to 1. Place-Hercules 1 to 2, Brac-a-Ban 4 to 5.

Killarney ran away from his horses, leading through the field, and swinging into the homestretch with a leaf of a

field, and swinging into the homestretch with a lead of a dozen lengths. It did not seem possible for him to lose, but Hercules collared him at the furlong and won in the easiest possible manner by two lengths; Brace-Ban three before Killsrney. Mr. Dundas became frightened at the last hedge, and rode around instead of over it, although Simsville was third at the time and running well within himself. Pickett is little more than a pack of bones. It is cruel to race a horse in his condition.

IVY CITY ENTRIES FOR TO-DAY. Washington, Nov. 2 (Special).—The Ivy City races and to-morrow with a highly attractive programme. The first race should be won by Holiday, Wahsatch

If Reporter and Eolo are properly ridden, they should in first and second respectively in the third race. Swift should take the fourth race, Judge Murray second. The fifth race should go to Brake, Glenmound second. These are the entries:

FIRST RACE-TWO-YEAR-OLDS. SPECIAL WEIGHTS.

 
 Heliday
 112
 Passport
 108

 Carnot
 112
 Bravo
 108

 Wahsatch
 100
 Clarissa
 105
 SECOND RACE-HANDICAP. 1 14 MILES. 

THIRD RACE-HEAVY WEIGHT. HANDICAP. SIX FURLONGS. 

FOURTH RACE-SWEEPSTAKES. WEIGHTS. ONE MILE. | Little Minch | 118 | King Crab | Ovid | 110 | Specialty | Swift | 110 | Barrister | Bressle June | 110 | Brown Charlie | Judge Murray | 100 | Leo H. |

FIFTH RACE-SELLING. ONE MILE. 

THE GRAND JURY SCORES COL. FELLOWS. The Grand Jury yesterday made a presentment in which they said that one-third of the complaints acted on by them were for violation of the excise law and asked that the Board of Excise use greater care as to the character of the persons to whom licenses are ments have been found, in most cases neglects to prosecute them. This course we consider worse than a farce. It is simply a mockery of justice. We call for a speedy correction of this evil."

HOME NEWS.

PROMINENT ARRIVALS AT THE HOTELS. ALBEMARLE—Congressman William L. Scott, of Pennsylvania. BUCKINGHAM—Professor O. C. Marsh, of Yale College. CLARENDON—G. de Weckherlin, Minister for the Netherlands at Washington. FIFTH AVENUE—Ex-Governor H. P. Baldwin, of Michigan, and ex-Congressman W. A. Russell, of Massachusetts. MURRAY HILL—Bishop Perry, of Iowa; Professor W. G. Sumner, of Yale College, and ex-Governor Redfield Proctor, of Vermont. PARK AVENUE—Bishop E. P. Wadhams, of Ogdensburg. ST. JAMES—Attorney-General John P. Stockton, of New-Jersey.

WHAT IS GOING ON TO-DAY. Great parade of Republican Business Men, afternoon.
Blaine at Republican mass-meeting, Clermont Avenue
Rink, Brooklyn, evening.
Blaine at Republican mass-meeting, Eastern District of
Brooklyn.
Teachers of Manual Training meeting, No. 9 Univer-

sity place, 2 p. m.
Lecture by Professor Bickmore, Museum of Natural
History, 11 a. m.
Berkeley Athletic Club bicycle tournament, Berkeley

Oval, 3 p. m. Crescent-New-York Athletic Club football match, Polo Grounds, 3:30 p. m.
Staten Island-Orange Athletic Club football match,
Livingston, 3:30 p. m.
Empire City Club reception, Sulzer's Harlem Casino,

Republican Club, XXIVth District, Andressen Hall,

Republican Club, XXIVth District, Andressen Hall,
High Bridge, 8 p. m.
XXth Assembly District German-American Republican
Club, No. 980 First ave., 8 p. m.
Young Men's Indedpendent Republican Association,
No. 194 Broome-st., 8 p. m.
Manhattanville Republican Campaign Club, One-hundred-and-twenty-fifth-st. and Ninth-ave., 8 p. m.
Fast River Park Harrison and Morton Campaign Club,
No. 1,591 Second-ave., 8 p. m.
Workingmen's Protective Association, No. 62 Cliff-st.,
8 p. m.

Workingment Proceedings of the Market Sp. m.
Italian Citizens' Association, No. 19 Essex-st. 8 p. n.
Harrison and Morton League, XIXth Disariet, No. 30
West One-hundred-and-forty-fith-st., 8 p. m.
Croton Landing Club, Croton, 8 p. m.
German-American Club, No. 697 Tenth-ave., 8 p. m.
Parade of Democratic organizations, evening.

NEW-YORK CITY

The Special Quarantine Board executed a contrac yesterday with James Thompson, of Rosebank, S. I., for erecting new quarantine buildings and making repairs at Hoffman Island, for the sum of \$83,750. The Rev. Andrew Ziegler, rector of the Church of the Most Holy Redeemer, of this city, and the Rev. Joseph Wirth, of Rochester, will sail for Rome to-day. They have been delegated by the Redemptionist Order to convey to Pope Leo XIII the documents relating to the beatification of Bishop Newman, of Phila-

delphia. The bicycle tournament to be held at Morris Dock, on the Harlem, on election day, promises to be important. The contests will begin at 2:30 p. m. Special trains will run.

The priests of St. Patrick's Cathedral are now gaged in making preparation for a triduum to be held in honor of the venerable De La Salle, the founder of the Christian Brothers. The triduum will be held in the Cathedral on November 13-15. Each morning a solemn pontifical high mass will be celebrated by Archbishop Corrigan.

The fall games of the Manhattan Athletic Club will be held at the club's grounds on election day. The contests will include running, walking, hurdle-racing, bicycling, tug-of-war, jumping, throwing the hammer

A judgment for \$98,143 was entered yesterday against the Alden Book Company in favor of the Trow Printing and Bookbinding Company.

The Cornell Steamboat Company has advertised that the City of Kingston will make an extra trip from this city to Rondout and Kingston on election day for the benefit of all voters who want to get to their homes to vote on that morning She will leave here at . m. and carry all voters free of expense.

Washington marketmen report a dull trade. In explanation, a dealer said: "Stuff is good, plenty and reasonably cheap, but people are now so industriously talking politics, their jaws can't stand the additional strain of eating." An offering of "bilyens," a late variety of large,

realistic tone to Indian summer. Quall are selling at \$3 50 and \$4 50 a dozen. Some game-dealers are trying the experiment of showing

them picked and ready for prompt use. Of the large arrival of hops yesterday, 2,540 bales, the Pacific Coast contributed 1,972 bales, which are chiefly consigned to Europe.

Professor Cromwell will give an illustrated lecture on the city of Washington, with stereopticon views along the route from New-York, at the Grand Opera House to-morrow night.

BROOKLYN. Mayor Chapin has forwarded \$10,467 73 to the

Jacksonville sufferers. Henry W. Maxwell, in the three days of registration, has procured an order from the Supreme Court for the Registers of Election in his district to show cause why his name should not be put on the list of voters. The case

will be heard to-day. Mary Powell, age thirteen, of No. 91 Fourth-st. was awakened early yesterday morning by a burglar in her room and she bravely caught him by the collar and held him, despite his struggles to escape, while she sereamed for assistance. But before her father she screamed for assistance. But before her father could get to her aid the man broke away. Mr. Powell waited in expectation of his return, and in about fifteen minutes he caught the intruder, who proved to e Patrick Murphy, age twenty-four, of No. 98 Butler-

Excise Commissioner John Cunningham is danger excise Commissioner John Cunningnam is dang onsly sick at his home, No. 268 Van Brunt-st. He suffering from ulceration of the throat. The body of a man was found in the water at the Atlantic Dock yesterday. He was about thirty-five years old and was of medium height and well dressed.

BUSINESS LARGE IN SPITE OF THE CAMPAIGN The business failures in the past week, as reported by R. G. Dun & Co., of the Mercantile Agency, num bered 243 for the UnitedStates, and thirty-two for Canada, a total of 275 against 254 last week, and 245 in the same week last year. In their weekly review of trade Messrs. Dun & Co., say among other

things:

The interruption of trade by political excitement has increased, as is natural, and yet the volume of business continues larger than usual, and probably larger than in any previous year, at this season. The single fact that bank exchanges outside of New-York, in the last week but one of a Presidential campaign, exceeds those of last year by ten and one-half per cent, the clearings of last year having been exceptionally large, proves that the volume of legitimate business is unprecedented, for only a part of the increase can be attributed to excess of speculative operations. Indeed, the speculative markets appear to have been more affected by political interest than other departments of business, and in stocks the sales here have been only about 1,100,000 shares for the week, in wheat about 30,400,000 bushels, in cotton about 350,000 bales, and in other markets rather smaller than usual. In all the larger branches of industry a disposition is observed to wait unfil the election has passed, and yet transactions to meet immediate necessities, and others apparently prempted by the expectationahat sharp changes in prices may follow the election, make up an aggregate, which, it is safe to say, has never been equalled in any previous Presidential campaign. The drygoods trade has been comparatively quiet. The drygoods trade has been commission is awaited with especial interest in the proceedings instituted by Coxe Brothers for a leged discrimination by the Lebigh Valley. But the output of anthracite continues unprecedentedly large.

EX-ALDERMAN FARLEY'S FUNERAL. Terence Farley, an ex-Alderman and one of the Monday, was buried yesterday. The funeral took place at the Church of the Blessed Sacrament, eventy-first-st. and Boulevard. The church was crowded with lay people and a large number of The solemn mass of requiem was offered up by the rector, the Rev. Matthew A. Taylor, assisted by the Rev. Father Keogan, of Goshen, N. on, and the Rev. Father Byrnes as sub-deacon After the mass, Archbishop Corrigan pronounced the The priests present included the Rev. J. H. Cor.

rigan, of Elizabeth, N. J.; the Rev. Dr. James F. Callaghan, chaplain of the Sisters of the Sacred Heart, Manhattanville; the Rev. Fathers Brady and McMillen, of St. Paul's Church; Fathers Lilly and McKenna, of the Dominican Order; and the Rev. Charles McCready, rector of the Church of the Holy Cross. James G. Fitzpatrick. ex-Recorder Smith, M. P. Brennan, Robert McCafferty, James Morgan, and Owen Neavity were the pall bearers. The burtal was in Calvary Cemetery. "THE STAR" EMPLOYES GETTING ANXIOUS.

A meeting of the editors, reporters and clerks em-ployed on "The Star" was held yesterday and a plan of concrted action was agreed upon to secure the payment of salaries overdue. All the men on the paper, except the pressmen and compositors, it was said, have owing to them sums ranging from \$50 to presentment also calls the attention of the Court to "the practices of the Prosecuting Attorney who, while preparing and presenting to the Grand Jury all complaints for violation of excise laws, yet while indict-

pockets it was destined for. It is said that after election, "The Star," which is now an eight-page blanket sheet, will come out as a four-page penny

GREAT INJUSTICE TO F. A. IRISH.

JUDGE LACOMBE'S GOOD WORD FOR AN ASSIST ANT CORPORATION COUNSEL

The New-York World" of yesterday the state ment was made that Assistant Corporation Counsel F.

A. Irish had delayed the settlement of one of the littigated dock cases. The article throughout does much
injustice to Mr. Irish, whose ability in handling the wharf litigation has unquestionably saved the city many millions of dollars. Judge Lacombe, who appointed Mr. Irish to his present place, said yesterday that the point upon which the Court of Appeals de-cided that wharf owners should not pay for their shedding privileges, but for their water front only, was alsed by Mr. Irish. The Judge said:

raised by Mr. Irish. The Judge said:

These charges against Mr. Irish I consider mere trumpery. It might, perhaps, be improper for me to point out or comment on their manifest origin, but it cannot certainly be improper for me to express my opinion as to a gentleman who was appointed to his present position by myself. I chose him for the important place he filled because I felt absolutely safe while he had charge of these matters. Millions of dollars were involved, and certainly from the time that his familiarity with the subject and the confidence I placed in him became known, there was not a ment when he needed but to stretch forth his hand, and become independent for life. Throughout the whole period he has been absolutely faithful to his trust. The suggestion of improper advice to the Sinking Fund Commissioners is simply absurd. The city certainly has no ground for complaint that it was given; it saved in one single transaction hundreds of thousands of dollars to the city treasury.

The failure of Charles W. Durant, formerly head of the firm of Durant, Marsh & Co., was announced at the Stock Exchange yesterday. The firm was dissolved in April, 1887, when Mr. Durant abandoned speculation in stocks for theatrical ventures, but it appears that the copartnership affairs have not yet been settled. The stock brokerage business was left to the other partners, but the successor firm of Charles C. Marsh & Co. was forced to make an assignment about a month ago. The assignee found an apparent balance of about \$5,000 against Mr. Durant compliance with the rules of the Stock Exchange, filed the claim against his membership. It is understood that neither the dissolution of the firm of Durant, Marsh & Co. nor the failure of C. C. Marsh & Co. was due to financial troubles. A quarrel between the partners, in both instances, caused the announce-ments. Whether Mr. Durant has lost or won money by his management of Estelle Clayton in her theatrical attempts is a question that can be properly answered only by Mr. Durant. His profits and liabilities in this enterprise are of no consequence to the Stock Ex-

enterprise are of no consequence to the stock change.

Mr. Durant said last night that his suspension of payment had no connection whatever with his theat-rical schemes. It was simply a means adopted to bring about a settlement of some claims against him through indorsements of paper "issued by a firm of brokers now collapsed." Miss Clayton, with her company, he added, would continue her tour undisturbed and under his management, as heretofore.

RIELE WORK IN OCTOBER. The managers of the American Bible Society met at the Bible House on Thursday. Grants and consignments of books were made to various corresondents in the United States and foreign lands, the aggregate value being about \$8.762. In the foreign department letters were presented making carnest appeals for Scriptures in various tongues, for West-

ern Africa, Micronesia, Guatemala and Western Mexico, together with communications from all the so-clety's agents in foreign lands. Three Bible societies were recognized as auxiliary, one of which was in Indiana, one in Kansas and one in South Carolina. The cash receipts of the society in October, which may be expended for general purposes, were \$31,673.34. The issues from the Bible House during the month were \$3,011 copies.

RESIGNATION OF A CASHIER REQUESTED. North Adams, Mass., Nov. 2 .- Cashier Cady, of the Berkshire National Bank, has resigned at the request of the directors of the institution. President Hunter states that Cady's accounts are perfectly straight. A prominent director, in an interview, says Cady's system of book-keeping was unsatisfactory irectors, and that he accepted paper, which, however, is gilt-edged, without consulting the committee of directors to which such matters should have been re-ferred. In fact, Mr. Cady, whose honesty is unques-tioned, was considered too kind-hearted in his accom-modation of the patrons of the bank. richly-tinted California peaches, imparts a further

> MARINE INTELLIGENCE. MINIATURE ALMANAC.

TO-DAT.

Sun sets. 6:29 | Sets. 4:57 | Moon rises | 5:44 | Moon's age. 29 | HIGH WATER.

A.M.—Sandy Hook 6:45 Gev. Island. 7:01 Hell Gate. 8:50 P.M.—Sandy Hook 7:19 Gov. Island. 7:26 Hell Gate. 8:15 INCOMING STEAMERS

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City of Alexandria..... Havana...... Oct 27.......... Ward's OUTGOING STEAMERS.

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TUESDAY, NOV. 6.					1 6
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SHIPPING NEWS. PORT OF NEW YORK FRIDAY, NOV. 2, 1888

Steamer Canada (Br), Robinson, London Oct 18, with mose and 9 passengers to F W J Hurst. Arrived at the Bar at 5.25 Steamer Germanic (Br), Irving, Liverpool Oct 24, Queens, was 26, with mass and \$34 passengers to J Bruce Ismay. Arvived at the Bar at 2.09 p m. Steamer Sorrento terr. Muller, Hamburg Oct 17, with mass at 342 passengers to Kunhardt & Co. Arrived at the Bar at

6.15 a m.

Steamer Aller (Ger), Christoffers, Bremea Oct 24, Southampton 25, with mdse and passengers to Oelrichs & Co.

Steamer Rio Grande, Lewis, Galveston 7 days, with mdse and passengers to C H Mallory & Co.

Steamer Excelsior, Higgins, New-Orleans 10 days, with mdse to J T Van Sickle.

Steamer Tallahassee, Pisher, Savannah 3 days, with mdse and Steamer Excessor, Higgins, New York 20 and 19 and 1

amer City of New-Bedford, Davis, Fall River, to Borden & Steamer Crown Prince (Br), Scrivener, Boston, in ballast to

Thebaud Bros.

Bark Wm Cochrane (Br), Dernier, Hamburg 29 days, with mase to order; vessel to Funch, Edye & Co.

Bark Orphens (Ger), Krouch, Bremen 70 days, with mase to order; vessel to Theo Ruger & Co.

SUNSET—At Sandy Hook, wind fresh, SSW; cloudy. At City Island, wind fresh, SSW; cloudy. Arrived yesterday-

Steamer Burgundia (Fr), Dulao, Marseilles Oct 4, Almeria 8, Malaga 17, with moise to Funch, Edye & Co. Arrived at the Bar at midnight. CLEARED. Steamer Servia (Br), McKay, Liverpool via Queenstown-

Steamer Set on & Co.
Steamer City of Berlin (Br), Land, Liverpool via Queenstown
-Poler Wright & Sons.
Steamer Buffon (Br), Lewis, Liverpool via West Point, Va— Steamer Black & Jevons.
Steamer Polaria (Ger), Schuck, Hamburg—Kunhardt & Co.
Steamer Werra (Ger), Bussius, Breinen via Southampton Steamer Weight & Co.
Steamer Waesland (Belg), Buschmann, Antwerp-Peter
Wright & Sons. Sons.

La Bretagne (Fr), De Jousselin, Havre—A Forget.

Wandle (Br), Trattles. Santander—Simpson, Spens § Young Steamer Valencia, Woodrick, Laguayra, Puerto Cabello and Inracao-Boulton, Bliss & Dallett. Steamer State of Texas, Williams, Port Royal and Bruns-eick, Ga-C H Mallory & Co. Steamer Yemassec, Bearse, Charleston—Wn P Clyde & Co. Steamer Gulf Stream, Fennington, Wilmington, NC—Wm P Steamer Gull Stream, Pennington, 1994. & Co.
Steamer John Gibson, Dole, Norfolk and Newport News—Old
Dominion Sa Co.
Steamer Josephine Thomson, Moore, Baltimore—B N Downer
Steamer Herman Winter, Hallett, Boston—H F Dimock,
Steamer Herman Winter, Hallett, Boston—H F Dimock.

Stepaner Herman Whiter, Hallett, Roston—H F Dimosk, Ship Record (Br), Forbes, Liverpool—J F Whitney & Co. Ship Grandee (Br), Whin, Callao—H R Livermore, Bark Monrovia, Rogers, Monrovia—Yates & Porterfield, Bark Elvina (Br), Burfee, Martinique—C Medenii, Bark Antwerp (Br), Hood, Perth Anthoy—J F Whitney & Co. Brig C C Van Horn (Br), Farker, Windsor, NS—J F Whitney Brig C C Van Horn (Br), Farker, Windsor, NS—J F Whitney SAILED.

Steamers Wardle, for Santander; Cearense, Para; Tyrian Port an Prince: Yemassee, Charleston; Buffon, Hampton Roads Ship B D Metcalf, for Hamburg. Barks Virginia L Stafford, for Port Natal; America, Barba. Also sailed-Via Long Island Sound-Steamer Glaucus, for

NGTICE TO MARINERS.

3.17. to E. 2.N.
This sector covers the cables used for operating the elighted buoys in Gedney's Channel. Vessels are forbide anchor within the sector unless well to the castward of ney's Channel.
By order of the Lighthouse Board:
EXPERIEN C ROWAN, Vice-Admiral, USE, Chairm Washington, Oct 31, 1888.

THE MOVEMENTS OF STEAMERS, FOREIGN PORTS. GLASGOW, Nov 1—Sailed, steamer Furnessia (Br), Heddenwick, for New-York.
ROTTERDAM, Nov 2—Arrived, steamer Amsterdam (Death, Lutz, from New-York.
GERALTAR, Nov 2—Passed, steamer Monmonthabire (Dr), Cuminő, from China and Japan ports on her way to New-York.

RIO JANEIRO, Nov 1 - Sailed, steamer Mozart (Br), -

WHAT EVERY HORSEMAN AND CATTLE-OWNER A Good Reliable Liniment and Condition Powder.

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McDaniel and over 1,000 other horsemen.

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Diseases of the Nervous System, Genito-Urinary Organs,
mpotence and Sterility. Hours: 8 to 12, 5 to 8.

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Owing to the large number of new buyers and readers, searcely a day passes without a number of customers finding the newsdealers and newsboys on the trains "all sold out." Every Republican should make sure of his daily copy of THE TRIBUNE during this, the last week of the campaign. With its extensive facilities for collecting the news and investigating the truth of every campaign slander, THE TRIBUNE is a safeguard to the party, and should be in the hands of every Republican in these three cities and in the three neighboring States. The only sure way is to have the newsdealer nearest you serve the paper

nch are to be found in Dr. Torias' Venevian Horse Los-MENT, in plat bottles, and his DERBY CONDITION POWDERS. Those who seek relief from pain and weak-ess should use Parker's Ginger Tonic. Parker's Hair Balsam never fails to please.

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tinually; and it exceeds even the remarkable

sale of the Blaine campaign.